

Docket No.: C0012.10.I

UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S) **CARDOSO, Norman**
APPL. NO. 10/659,008
FILED: SEPTEMBER 10, 2003
TITLE: **NASAL CANNULA**

Art Group: 3764
Examiner:
Docket No. **C0012.10.I**

SUPPLEMENT TO INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. 1.97
EXPLANATION OF RELEVANCY OF FOREIGN LANGUAGE REFERENCE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The Applicant submitted herewith form PTO-1449 containing a list of documents that may be material to the examination of this Application. Included in this list of references is German Patent number 229,378 dated January 5, 1910 (the "German Reference"). The German Reference is printed in the German language. The Applicant submits herewith three informal translations of the German Reference that were obtained by the Applicant. Applicant submits the German Reference may appear relevant based upon the device depicted in figures 1 and 2 of this patent and based upon the patent's claim for a bandage for facilitating breathing that is comprised of a saddle piece that rests on the bridge of a nose, two hooks that grasp the nostrils of the nose, and a belt worn around the head for support. A copy of the German Reference and each of the three translations is included herewith for the Examiner's consideration.

Respectfully submitted:

By: 

Richard S. Vermut
Attorney of Record

Reg. No.: 41,362
Phone: (904) 346-5573
Fax No.: (904) 396-0663

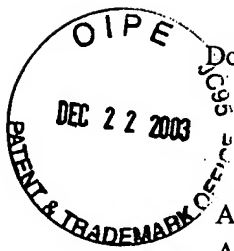
Dated: _____

Certificate of Mailing
37 CFR 1.8(A)

The undersigned certifies that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date below.

December 18, 2003
Date


Signature



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SUPPLEMENT TO INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. 1.97

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Under 37 C.F.R. § 1.97, a list of documents is disclosed on the attached form PTO-1449 that may be material to the examination of this application. It is respectfully requested that these documents be considered by the examiner and an initialed copy of each form be returned to the undersigned.

This disclosure statement should not be construed as a representation that a search has been made or that no other material information as defined in 37 C.F.R. § 1.56(a) exists. Nor should any inference be drawn that any or all submissions are pertinent to the invention; that the apparatus therein is analogous to the invention; or that any apparatus disclosed is the equivalent of the subject invention. It is believed that this disclosure complies with the requirements of 37 C.F.R. §§ 1.56, 1.97, and 1.98, and the Manual of Patent Examining Procedures § 609. If for some reason the examiner considers otherwise, it is respectfully requested that the undersigned be contacted so that any deficiencies can be remedied.

SEND CORRESPONDENCE TO:

Respectfully submitted:

Richard S. Vermut
Rogers, Towers, Bailey, Jones & Gay
1301 Riverplace Boulevard
Suite 1500
Jacksonville, Florida 32207

By: 

Richard S. Vermut
Attorney of Record

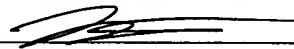
Reg. No.: 41,362
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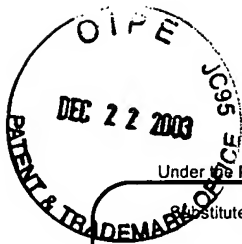
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PTO/SB/08A (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Complete if Known

Application Number	10/659,008
Filing Date	September 10, 2003
First Named Inventor	Cardoso
Art Unit	3764
Examiner Name	
Attorney Docket Number	C0012.10.1

Sheet 1 of 1

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US- 4,454,880	06-19-1984	Muto et al.	
		US- 5,803,066	09-08-1998	Rapoport et al.	
		US- 5,513,634	05-07-1996	Jackson	
		US- 4,660,555	04-28-1987	Payton	
		US- 5,113,857	05-19-1992	Dickerman et al.	
		US- 5,335,656	08-09-1994	Bowe et al.	
		US- 3,871,373	03-18-1975	Jackson	
		US- 2,245,969	06-17-1941	Francisco et al.	
		US- 2,590,006	03-18-1952	Gordon	
		US- 3,682,171	08-08-197	Dali et al.	
		US- 5,669,377	09-23-1997	Fenn	
		US- 5,817,039	10-06-1998	Raunig	
		US- 5,931,854	08-03-1999	Dillon	
		US- 5,961,537	10-05-1999	Gould	
		US- 5,976,173	11-02-1999	Berke	
		US- 2003/0034030 A1	02-20-2003	Carlucci et al.	
		US-			
		US-			
		US-			

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
		DD 229378	01-05-1910	Lindenbaum	see attached	

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.